Attorn y D ck t No. 49,954- DIV-1 (70551) Express Mail No. EV 343733664 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Divisional Application of:

APPLICANT:

J. Nakajima, et al.

GROUP:

2653 (Parent)

SERIAL NO.

Not Yet Assigned

EXAMINER: Vuong, Bach Q. (Parent)

FILED:

Herewith

FOR:

OPTICAL DISC HAVING PITS OF DIFFERENT DEPTH FORMED

THEREIN, OPTICAL DISC DEVICE FOR REPRODUCING THE

SAME, AND METHOD OF REPRODUCTION

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CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on, in an envelope as "Express Mail Post Office To Addressee", mailing Label Number **EV 343733664 US**, addressed to Mail Stop: New Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 24, 2003.

By: Kathyn Drundrod

Kathryn A. Grindrod

MAIL STOP: NEW APPLICATION COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

Sir:

PRELIMINARY AMENDMENT

Preliminarily to the examination of this divisional application on its substantive merits, please amend the specification and claims of the application as follows: